

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 2305 of 1986

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

DHIRAJLAL MULJEEBHAI

Versus

STATE GOVT. OF GUJARAT

Appearance:

None present for Petitioners

MR LR PUJARI for Respondents

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 11/03/98

ORAL JUDGEMENT

1. The matter was called out for hearing in the first round then in the second round and lastly in the third round but none put appearance for the petitioners. Perused the special civil application and heard the learned counsel for the respondents.
2. This special civil application was ordered to be heard with special civil application No.5921/85. That

special civil application has already been decided by this Court on 22nd October, 1997 and copy of the same has been placed on the record of this special civil application by the respondents' counsel. The counsel for the respondents submit that this special civil application may also be disposed of in terms of the order as passed in the special civil application No.5921/85. Order accordingly.

3. The respondents are directed to consider the case of the petitioners for giving them the benefit of regular pay scale, allowances, pension, gratuity and other service conditions within a period of three months from the date of receipt of writ of this order. In case, the claim of the petitioners is accepted then whatever benefits for which the petitioners are entitled should be determined within two months next and payment of arrears etc. should be made within one month next. In case the claim of the petitioners is not acceptable by the respondents then a reasoned order may be passed and copy of the same may be sent to the petitioners by registered post A.D.. It is further made clear that before passing any order adverse to the petitioners, opportunity of hearing may be given to them. In case of difficulty, liberty is granted to the petitioners for revival of this special civil application. The special civil application and rule stand disposed of accordingly with no order as to costs.

zgs/-